

REMARKS

Reconsideration and continued examination of the above-identified application are respectfully requested.

The applicant traverses the Examiner's rejections of claims 1-17 based on the following submissions.

Rejection Under 35 USC § 102

The Examiner has rejected claims 1-9 and 11-17 as being anticipated by Koivukangas, European Application No. 1,309,214 (hereinafter "Koivukangas").

Koivukangas discloses a method that has the steps of: (A) during the operation of a mobile station, storing a set of performance-related data in the mobile station; and (B) transmitting the data in response to a triggering event, e.g. the expiration of a timer (Koivukangas: Abstract; Paragraph 0010). The triggering event only triggers the transmission of data. Koivukangas does not disclose or suggest that the triggering event might prompt a test which would generate the data that is then transmitted.

The applicant submits that independent claims 1 and 12 overcome the Examiner's rejection. Claims 1 and 12 recite "running a radiated performance test after said predetermined period of time". The predetermined period of time allows a cable, which is connected to a wireless device to upload instructions for a test, to be removed from the wireless device **prior** to the performance of the test so that the cable does not interfere with the test.

In contrast to claims 1 and 12, Koivukangas does not teach or suggest that the expiration of time, or any other triggering event, could be used to prompt the performance of any kind of test. The Examiner's position is that Paragraph 0023 of Koivukangas discloses running a radiated performance test after a predetermined interval. The applicant submits that there is no mention of any kind of test in this paragraph. Although Koivukangas does mention a "self-test" elsewhere, there is no disclosure anywhere in Koivukangas that the self-test is performed **after** a predetermined interval. Rather, Koivukangas teaches that the results of a self-test may trigger the transmission of data. Koivukangas does not specify when the self-test is actually performed. The applicant submits therefore that the

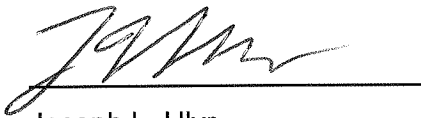
recitation of "running a radiated performance test after said predetermined period of time" is neither obvious nor anticipated by Koivukangas. Thus, claims 1 and 12 overcome the Examiner's rejection. On the basis that claims 1 and 12 are believed to be in allowable condition, the applicant submits that claims 2-9, 11 and 13-17, dependent therefrom, are also allowable.

Rejection Under 35 USC § 103

The Examiner has rejected claims 10 as being unpatentable over Koivukangas in view of Ko et al., U.S. Application No. 20030100299 (hereinafter "Ko"). The applicant submits that Ko cannot overcome the deficiencies noted above with respect to Koivukangas. Consequently, a combination of Koivukangas and Ko does not render claim 10 obvious. On this basis, the applicant submits that claim 10 overcomes the Examiner's rejection.

As it is believed that all of the rejections set forth in the Official Action have been fully met, favourable reconsideration and allowance is respectfully urged.

Respectfully submitted,



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